PRESERVED

App. F. IX-4

1937.
(C5)

Previous References

File No. 210-37
Serial Nos. 1—2

Letter References

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Two

Part B for Aug 1938.

SUBJECT.

Delegation of certain powers to the Registrar and the Registrar of the High Court

Sec 2

To the Resr High Com.

WD 0295—GPB—22,500—18-8-37

No P 479- & 21.738

Sanctions the proposals of the High Court

6/10/38

7563 (1

General and Revenue Secretariat | Cts File No. 210 of 1937. | [App. F. III-2

Serial No. 1

From

The Registrar High Court

Rec No 1459/37-38 dt 23.6.1938

Requests Sanction to ~~delegate~~ delegate certain powers to the Registrar and the Deputy Registrar High Court.

Kind Reference is invited to para 34 of the Civil Rules of Practice Vol I (page 8) relating to the duties and powers of the Registrar or Deputy Registrar of the High Court.

The proposals of the High Court to delegate further powers to the above officers, are for orders.

Under Sec 130 of the Code of Civil Procedure the High Court has power to delegate these powers to the Registrar functions with the previous Sanction of Govt. Such sanction may be accorded to the proposal of the High Court (Re-member)

Fwd CPSR 6/7

OFFICE OF THE FIRST MEMBER OF COUNCIL
JUL 6 1938
No. 197

15 JUL 1938 GEN. & REV. SECTT.

NOTE—Contn. Sheet.

CHIEF SECRETARY 9 JUL 19 GOVT. OF MYSORE.

Fwd with a draft CPSR 9/7 (PSK chief Secy)

6/7 1pm 7.7

6/7 issue 7.7 WS/6/7

WS 9.7 (Thu 15/7

File No. of 193

General and Revenue Secretariat

Serial No. 2

To

The Regr. High Court

P 429 Dy 21. 7. 38

Sanctions the proposal of the Hon Court to delegate certain additional powers to the Regr & Dy Regr. of Hon Court

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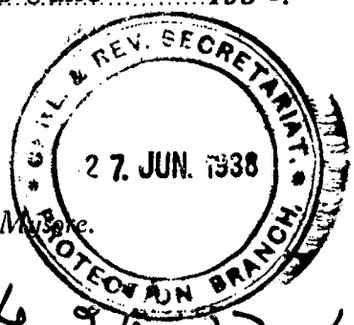
R. O. C. No. 1459/37-38
Dis.

HIGH COURT OF MYSORE,
Public Office Buildings, Cubbon Park,

Bangalore, 23rd June *1938.*



FROM T. Shamiengar, Esq., B.A., B.L.,
~~A. Sundararaja Rao, Esq., B.A., B.L.,~~
~~S. Venkata Ranga Iyengar, Esq., B.A., LL.M.,~~
Registrar, High Court of Mysore.

Ch 210-37-1

To

H.V. Ramasvami, Esq., M.A., B.L.,
Chief Secretary to the Government of Mysore,
Bangalore.

SIR,

I am directed to state that the Judges of the High Court have at present to deal with a considerable volume of miscellaneous work of a quasi judicial nature which takes up much of their time. If they are relieved of a portion of such work the time so saved will also be available for their judicial work proper. The Judges of the High Court are therefore of opinion that in addition to the powers already delegated to the Registrar and the Deputy Registrar the following powers may also be delegated to them:-

(1) To make orders for substituted service under Rule 20 of Order V of the Code of Civil Procedure,

(2) To order notice to issue on any application to set aside an abatement or dismissal order under Rule 9 of Order XXII of the Code of Civil Procedure,

(3) To grant leave to continue a proceeding under Rule 10 of Order XXII of the Code of Civil Procedure except when the application is contested or out of time,

(4

(4) To make orders for the return of any exhibit or other document among the records of a pending case,

(5) To order the issue of summonses for the production of records.

2. The High Court accordingly proposes, under Section 130 of the Code of Civil Procedure, 1911, to add the above powers to those mentioned in paragraph 34 of the Civil Rules of Practice and Circular Orders, Vol.I. I am to request that the Government may be pleased to accord the necessary sanction in the matter.

I have the honour to be,

Sir,

Your most obedient servant,

T. Saminathan

Registrar.

VJC

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G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

(5) To order the issue of summonses for the production of records.

Chief Secretary to Govt.

9.7

To

The Registrar High Court

WD 0255—GPR—10,000—23-8-32